



**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 1884/2021

1. Rajasthan Council Of Income Tax Valuers, Having Its Head Office At 71, Moji Colony, Malviya Nagar, Jaipur Through Its President Sh. R.g. Dangayach S/o Late Sh. Guljari Lal Dangyach, Aged About- 82 Years, R/o B-52, Sethi Colony, Jaipur, Rajasthan.
2. Deepak Sood S/o Sh. D.d. Sood, Aged About 54 Years, R/o 71, Moji Colony, Malviya Nagar, Jaipur 302017.
3. Sanjay Sharma S/o Late Shri R.p. Sharma, Aged About 52 Years, R/o 16/ka/3, Jyoti Nagar, Sahakar Marg, Jaipur-302015.

-----Petitioners

Versus

1. The Managing Director And Ceo, Punjab National Bank, Plot No. 4, Sector-10, Dwarka, New Delhi-110075.
2. The Zonal Manager, Zonal Office, Punjab National Bank, Zonal Office-2, Nehru Place, Jaipur-302015

-----Respondents

For Petitioner(s)	:	Mr.Pradeep Kumar Chaudhary
For Respondent(s)	:	

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR

Order

15/02/2021

Learned counsel for the petitioners submitted that the present writ petition has been filed by the Rajasthan Council of Income Tax Valuers having their empanelment in Punjab National Bank.

Learned counsel submitted that the respondent-Punjab National Bank is insisting for giving indemnity by engineers/valuers and the conditions, which are imposed in the



said indemnity bond, are onerous and as such, after empanelment of Members of the petitioner Association without furnishing letter of indemnity, the valuers are not allowed to be empaneled.

Learned counsel submitted that the conditions, which are imposed in the indemnity by the empaneled valuers, even goes to the extent of recovering all loss, damages and all the actions, suits, proceedings, expenses, cost, charges and demands, arising out of any act, will be recoverable from the empaneled valuers.

Learned counsel further submitted that the amount, so demanded, is also treated to be conclusive against valuers.

Learned counsel submitted that the present matter is sub-judice before different High Courts and as such, learned counsel refers to the order passed by Allahbad High Court in **Writ Petition No.3220/2021 (All India Valuers Association Kanpur Vs. Punjab National Bank)**.

Learned counsel further submitted that the Coordinate Bench of this Court has also considered similar issue in **SB Civil Writ Petition No.3169/2020 (Rajasthan Council of Income Tax Vs. The General Manager)**.

Issue notice of the petition as well as stay application, returnable on 22nd March, 2021. Notices be given 'dasti', if prayed.

In the meanwhile, the Members of the petitioner Association shall not be forced to submit indemnity bond upon their empanelment.

(ASHOK KUMAR GAUR),J

Preeti Asopa /33